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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/766,167
	Filing Date	January 28, 2004
	First Named Inventor	T. Andrew Simonton
	Art Unit	3738
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	4002-3462/PC947.00

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Suppl. Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): X Form 1449
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Douglas A. Collier Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	<i>Douglas A. Collier #43,556</i>
Date	April 30, 2004

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004002-003462.DAC.279331

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent)	
application of:)	Before the Examiner
)	
T. Andrew Simonton et al.)	
)	
Serial No. 10/766,167)	
)	Group Art Unit 3738
Filed January 28, 2004)	
)	
SYSTEMS AND TECHNIQUES FOR)	
RESTORING AND MAINTAINING)	
INTERVERTEBRAL ANATOMY)	April 30, 2004

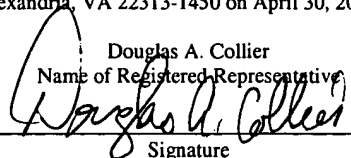
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Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R § 1.56 and 1.98,
Applicant discloses the following reference on the attached Information Disclosure
Citation Form. This information has not been previously submitted in this application by
the applicants.

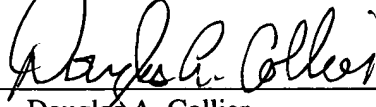
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This Statement is being submitted before the mailing of a First Office Action on the merits, therefore no fees are believed due. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted

By: _____



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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) Sheet 1 of 1	Atty. Docket No. 4002-3462	Serial No. 10/766,167
	Applicant T. Andrew Simonton et al.	
	Filing Date January 28, 2004	Group 3738

U.S. PATENT DOCUMENTS							
*Examiner Initial		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	Filing Date If appropriate
	1	US03/01352676	7/17/03				

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							Yes	No

Examiner	Date Considered
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*Examiner: initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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